IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 6TH DECEMBER 2006 / 15TH AGRAHAYANA 1928

Crl.MC.No. 3918 of 2006()

AGAINST THE JUDGEMENT/ORDER IN BA.5797/2006 Dated 11/10/2006
CRIME NO.96/06 OF PERUVANTHANAM POLICE STATION, IDUKKI.

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PETITIONER: 2ND ACCUSED

AJAS, S/O.ABDUL KHADER,
AGED 21 YEARS, KANTHUPARAMBIL HOUSE,
KOOTICKAL TOWN, KOOTICKAL KARA,
MUNDAKKAYAM VILLAGE.

BY ADV. SRI.SUNIL V.MOHAMMED

RESPONDENTS: STATE

THE STATE OF KERALA,
REP. BY THE S.I. OF POLICE,
PERUVANTHANAM POLICE STATION,
THROUGH THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY P.P. SRI.GIKKU JACOB.

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 06/12/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

CRL.M.C.NO. 3918 OF 2006

Dated this the 6th day of December, 2006

ORDER

This petition is to modify the condition imposed on the petitioner when he was granted bail in a crime registered under Sec.302 read with Sec.34 of the IPC.

2. The alleged incident occurred on 30/7/2006. The petitioner was arrested on 31/7/2006. He was released on bail as per order in B.A.No.5797/06 dated 11/10/2006. It was directed that the petitioner shall report before the Investigating Officer once in a week on every Tuesday between 10 a.m. and 11 a.m. for a period of four months and thereafter on the first working day of every month.

3. The learned counsel for the petitioner submits that the condition imposed is causing great difficulties to the petitioner who is residing presently at Mattanchery. It is prayed that the condition may be deleted.

4. The learned Public Prosecutor submits that the investigation is not complete and that it is too early to delete

the condition imposed on the petitioner.

5. Having considered all the relevant inputs, I am not persuaded to agree that the condition deserves relaxation at this point of time.

6. This Crl.M.C. is, in these circumstances, dismissed; but with the observation that after the charge sheet is filed, the petitioner shall be at liberty to approach this Court again for modification of the condition.

Sd/-

(R. BASANT, JUDGE)

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P.S. to Judge